



SOUTHERN ROCK CRAB TRAP TRANSFER PERMIT PROVISIONS

Effective 30 calendar days after November 1, 2010, pursuant to Section 125(e), Title 14, of the California Code of Regulations (CCR), any commercial fisherman with a valid Southern Rock Crab Trap Permit (SRCTP) may transfer his/her permit to any person, who is licensed as a California commercial fisherman, subject to the following conditions.

APPLYING TO TRANSFER A SOUTHERN ROCK CRAB TRAP PERMIT

The following items must be submitted with the transfer request:

- A notarized letter from the permit holder requesting of the SRCTP, which identifies the transferee.
- The original valid SRCTP.
- A copy of the transferee's California Commercial Fishing License.
- A copy of the transferee's General Trap Permit.
- Nonrefundable transfer fee of \$1007.50. (\$1000.00 Transfer fee plus \$7.50 nonrefundable surcharge).

NOTE: Not more the five (5) southern rock crab trap permits shall be transferred by the Department during each permit year (April 1- March 31). Applications shall be processed in the order received in a permit year.

DEATH OF PERMITTEE

In the event of the death of the permit holder, the estate of the holder of a SRCTP may renew that permit if needed to keep it valid. The estate of the decedent may transfer the SRCTP not later than two years from the date of the death of the permit holder as listed on the death certificate, pursuant to Section 125(e)(4), Title 14, of the CCR.

The estate must submit all of the following with the transfer request:

- A notarized written request that identifies the deceased permit holder and the transferee. The request must be received no later than two years of the date of the death of the permit holder as listed on the death certificate.
- A court document naming the executrix of the estate.
- A copy of the death certificate.
- The deceased's original valid SRCTP.
- A copy of the transferee's valid California Commercial Fishing License.
- A copy of the transferee's valid General Trap Permit.
- Nonrefundable transfer fee of \$1007.50. (\$1000.00 Transfer fee plus \$7.50 nonrefundable surcharge).

A Southern Rock Crab Trap Permit, permit shall expire if the permit is not transferred by the end of the two year period, pursuant to Section 125(f)(5), Title 14, of the CCR.

NOTE: If the transferee is applying for the first time for a commercial fishing license they must provide valid identification as defined in Section 700.4. (See Section 700.4 Automated License Data System).

DEPARTMENT'S EVALUATION TIME FOR A TRANSFER OF A SRCTP

Evaluation of the transfer request may be completed within 20 business days after receipt by the License and Revenue Branch provided additional documentation is not required. If approved, a letter authorizing the transfer will be sent to the permittee and the reissued SRCTP will be mailed to the transferee to complete the transfer process.

Mail documents and transfer fee to:

California Department of Fish and Game
License and Revenue Branch
1740 N. Market Blvd.
Sacramento, California 95834
Attn: Debbie Noriega

TITLE 14, CALIFORNIA CODE OF REGULATIONS EXCERPTS

§ 125. Commercial Rock Crab Permits.

(e) Transferable Southern Rock Crab Trap Permit Issuance.

(1) 30 calendar days after the effective date of these regulations, each individual possessing a valid southern rock crab trap permit that has not been suspended or revoked shall have his or her permit designated by the department as a transferable southern rock crab trap permit. The permit holder may apply to transfer that permit to another person who possesses a valid commercial fishing license issued pursuant to Section 7852 of the Fish and Game Code that has not been suspended or revoked, and a valid general trap permit issued pursuant to Section 9001 of the Fish and Game Code that has not been suspended or revoked. Transfer applications shall be completed by the permit holder, or the estate of a deceased permit holder.

(2) The application to transfer a southern rock crab trap permit shall be in the form of a notarized letter from the existing permit holder or the permit holder's estate that identifies the transferee, and shall include the original or a copy of the transferable southern rock crab trap permit, a copy of the transferee's commercial fishing license and general trap permit, and the permit transfer fee specified in Section 705. The application shall be submitted to the department's License and Revenue Branch, 1740 N. Market Boulevard, Sacramento, CA 95834. Subject to the limitations described in subsection (e)(3), each eligible transferee shall be issued a southern rock crab trap permit that is valid for the remainder of the current permit year. The transferee may renew the southern rock crab trap permit in subsequent years pursuant to subsection (f).

(3) Not more than five (5) southern rock crab trap permits shall be transferred by the department during each permit year (April 1 – March 31). Applications shall be processed in the order received in a permit year. Applications and transfer fees received after the annual limit of five (5) permit transfers has been reached shall be

returned to the applicants. Applicants may resubmit their application on or after the first day of the following permit year for consideration. If on any given day the number of applications received is greater than the number of available transfers, the department shall conduct a manual drawing to determine which application(s) shall be processed.

(4) The transfer limit imposed by this subsection shall not apply in the event of the death of a permit holder. The estate of the decedent may transfer the valid permit pursuant to subsection (e)(2) not later than two (2) years from the date of death of the permit holder as stated on the death certificate.

(f) Southern Rock Crab Trap Permit Renewal.

(1) Southern rock crab trap permits shall be renewed annually.

(2) An individual is eligible to apply for renewal of a southern rock crab trap permit if he or she meets the following criteria:

(A) The individual is a licensed commercial fisherman;

(B) The individual possesses a valid general trap permit issued pursuant to Fish and Game Code Section 9001 that has not been suspended or revoked; and

(C) The individual either held a valid southern rock crab trap permit during the

immediately preceding permit year, or was issued a transferable southern rock crab trap permit pursuant to subsection (e).

(3) To apply for a permit, each year eligible individuals shall submit to the department the renewal application indicated in and fee specified in Section 705.

(4) All renewal applications indicated in and fees specified in Section 705 shall be received by the department, or, if mailed, postmarked on or before April 30 of each year. Late fees, and late fee deadlines, are specified in Fish and Game Code Section 7852.2.

(5) The eligibility requirements imposed by this subsection shall not apply in the event of the death of a permit holder. The estate of the decedent may renew the permit, for the purpose of maintaining its validity, for a period of two (2) years from the date of death of the permit holder as stated on the death certificate by contacting the department's License and Revenue Branch, 1740 N. Market Boulevard, Sacramento, CA 95834. If by the end of the two (2) year period the permit is not transferred pursuant to subsection (e)(2), the permit shall expire.

§ 700.4. ALDS

b) Any applicant applying for any license, tag, permit, reservation or other entitlement issued via the ALDS shall provide valid identification. Acceptable forms of identification include:

(1) any license document or identification number previously issued via ALDS

(2) a valid driver's license or identification card issued to him or her by the Department of Motor Vehicles or by the entity issuing driver's licenses from the licensee's state of domicile

(3) US Birth Certificate

(4) US Certificate or Report of Birth Abroad

(5) INS American Indian Card

- (6) Birth Certificate or passport issued from a US Territory
 - (7) US Passport
 - (8) US Military Identification Cards (Active or reserve duty, dependent, retired member, discharged from service, medical/religious personnel)
 - (9) Certificate of Naturalization or Citizenship.
- (c) Any applicant less than 18 years of age applying for any license, tag, permit, reservation or other entitlement issued via the ALDS shall provide valid identification. Acceptable forms of identification include:
- (1) Any form of identification described above; or
 - (2) A parent or legal guardian's identification as described above.

§ 704. MISCELLANEOUS FORMS, PERMITS AND FEES.

All licenses, tags, permits, reservations or other entitlements purchased via the Automated Data License System (ALDS) will be subject to a three percent nonrefundable surcharge, not to exceed seven dollars and fifty cents (\$7.50) per item, to pay the department's costs for issuing that license, tag, permit, reservation or other entitlement.

§ 705. COMMERCIAL FISHING APPLICATION, PERMITS, TAGS AND FEES.

(b)(10) Southern Rock Crab Trap Permit Transfer Fee \$1,000.00.

(d) Pursuant to the provisions of Section 699, Title 14, the department shall annually adjust the fees of all license, stamps, permits, tags, or other entitlement required by regulations set forth in this section.

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